

EX PARTE OR LATE FILED  
DOCKET FILE COPY ORIGINAL

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

26 MAY 1993

Docket-222  
RECEIVED

MAY 27 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY  
7330-7/1700A3

RECEIVED

MAY 28 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Honorable Pete V. Domenici  
United States Senate  
Washington, D.C. 20510

Dear Senator Domenici:

This is in reply to your letter of April 30, 1993, in which you inquired on behalf of your constituent, George Duncan, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

The proposals in the Notice reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the Notice, however, are engraved in stone. Indeed, the proposals represent our best judgment at this stage of the proceeding on steps that must be taken to improve the regulatory climate for users of the private land mobile radio spectrum below 512 MHz. I have enclosed for your information a copy of that part of the Notice that describes the numerous proposals, plus a discussion paper released March 1, 1993. Questions 8 and 16 of the discussion paper specifically address the issues your constituent is concerned about. In sum, the proposed rules would not make any equipment obsolete in this century, plus the final rules will take the special needs of rural users into account.

We are sensitive to the needs of users of private land mobile radio spectrum and the impact that these proposals may have on their radio systems, including the costs of required modifications. Your constituent's letter will be included in the record of the proceeding and will be fully evaluated when we develop final rules.

We want to thank you for your interest in this proceeding. We expect to issue final rules in 1994.

Sincerely,

*Edward R. Jacobs*

*for*

Richard J. Shiben

Chief, Land Mobile & Microwave Division

Enclosures

No. of Copies rec'd  
List A B C D E

041

# Congressional

DUR: 5-27-93

PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS,  
AND REPLY FOR DOCKET FILE, ROOM 222.

## CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM 05/20/93

### LETTER REPORT

| CONTROL NO. | DATE RECEIVED | DATE OF CORRESP | DATE DUE | DATE DUE OLA(857) |
|-------------|---------------|-----------------|----------|-------------------|
| 9302118     | 05/20/93      | 04/30/93        | 06/08/93 |                   |

| TITLE   | MEMBERS NAME    | REPLY FOR SIG OF |
|---------|-----------------|------------------|
| Senator | Pete V Domenici | BC               |

| CONSTITUENT'S NAME | SUBJECT                           |
|--------------------|-----------------------------------|
| George Duncan      | inq. comments on PR Docket 92-235 |

| REF TO         | REF TO | REF TO | REF TO |
|----------------|--------|--------|--------|
| PRE/cm<br>5-20 |        |        |        |
| DATE           | DATE   | DATE   | DATE   |
| 05/20/93       |        |        |        |

REMARKS:

RECEIVED  
MAY 21 9 22 AM '93  
PRIVATE

PETE V. DOMENICI  
NEW MEXICO

United States Senate

WASHINGTON, D.C. 20510

April 30, 1993

COMMITTEES:  
BUDGET  
APPROPRIATIONS  
ENERGY AND NATURAL RESOURCES  
BANKING  
INDIAN AFFAIRS

Linda T. Solheim  
Director, Legislative Affairs  
F.C.C.  
1919 M Street, NW  
Room 808  
Washington, D.C. 20554

Dear Linda:

Because of my desire to be responsive to all inquiries directed to me, and knowing that you share this desire, the attached letter is referred to you for consideration.

I would very much appreciate your evaluating the information presented and taking whatever action is required to resolve the situation. I appreciate your consideration of this request, recognizing that it will be taken within the context of your existing procedures.

# City of Bloomfield

915 NORTH FIRST

BLOOMFIELD, NEW MEXICO 87413

PHONE 632-8096

P. O. BOX 1839

March 24, 1993

Senator Pete V. Domenici  
SD-427  
Washington, DC 20510-3101

Dear Senator Domenici,

The Federal Communications Commission is proposing the re-farming of radio frequencies in the Public Safety radio band as well as other bands. This proposal contained in Notice of Proposed Rulemaking No. 92-235 was released on November 6, 1992.

These proposed rules would affect public safety communications adversely in several ways:

1. Radio equipment presently in service would be obsolete upon the proposed effective date of January 1, 1996.
2. Obsolescence of present radio equipment would mandate

with Forestry-Conservation, Local Government (street maint.) and Highway Maintenance for available radio frequencies.

I realize that the re-farming of frequencies is most probably needed, especially in major metropolitan areas, however rural America will be affected operationally and fiscally and within a time frame that is not realistic. As a very minimum ten to fifteen years should be given to allow fire departments and communities at large to prepare for these changes.

I respectfully request your support in this matter and if I may be of assistance please contact me.

Yours In Public Safety,

A handwritten signature in dark ink, appearing to read "George Duncan", written over a horizontal line.

George Duncan  
Chief

Bloomfield Fire Department